THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

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WRIT PETITION NO : 25188 of 2005

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Dated: 29.11.2005

Between:

Md. Aneesuddin, S/o. Zaheeruddin,
APSRTC, Depot, Kama Reddy,
R/o. Kama Reddy, Nizamabad Dist.

..... PETITIONER

AND

APSRTC, represented by its Vice Chairman& Managing Director,
Musheerabad, Hyderabad and others.

.....RESPONDENTS

ORDER:

The petitioner was employed as driver in the APSRTC. He was retired from service on being rendered medically invalid, on 06.09.2003. The petitioner states that he is entitled to be extended the benefit of exgratia in terms Circular No.14/2003 dated 08.10.2003 as well as the Resolution No.128, dated 28.07.2003. He claims to have made a representation in this regard and complains that no action has been taken thereon.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

The nature of benefit to be extended to the employees, who are retiring on being rendered medically unfit, depended upon the circulars or resolutions that are in

vogue at the relevant point of time. The petitioner asserts that the benefit provided for under Circular, dated 08.10.2003, and Resolution, dated 28.07.2003, is available to him. For this purpose, the contents of the circulars as well as the nature of the representation made by the petitioner needs to be verified. Though it is asserted that the petitioner has made a representation on 13.09.2005, no proof for it is placed before this Court. The petitioner can be required to make a fresh representation.

For the foregoing reasons, the writ petition is disposed of leaving it open to the petitioner to make a representation for the claim referred to above and on receipt of the same, the respondent shall pass appropriate orders within a period of two months from the date of receipt of the representation. There shall be no order as to costs.

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29.11.2005

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